

TTAB

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March 31, 2006

Via U.S. Express Mail No. EV 132300843 US

Box TTAB No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

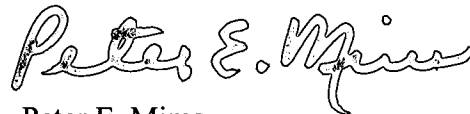
**Re: Opposition No. 92/044104; Lee's Tackle, Inc. v. Taitex Enterprises, Co.
Reg. No. 1671682**

Dear Sir:

Please find enclosed for filing an original and three copies of Consented Motion to Extend the Time to Answer or Otherwise Respond to the Petition for Cancellation and to Suspend Proceedings.

Also, please acknowledge receipt of the enclosed document by date stamping the enclosed postcard and returning it to this office.

Sincerely yours,



Peter E. Mims

Enclosure

cc: Andrew Ransom, Esq. (w/ enclosure)



03-31-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

Lee's Tackle, Inc.
a Florida corporation,
Petitioner
vs.
Taitex Enterprises Co.
a Texas Corporation,
Registrant.

COMES NOW Registrant, Taitex Enterprises Co., and submits this Consented Motion to Extend the Time to Answer or Otherwise Respond to the Petition for Cancellation and to Suspend Proceedings, and would show the Board as follows:

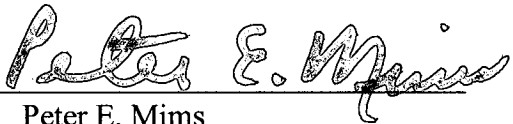
The parties are currently in settlement discussions regarding this matter and have agreed that Registrant be granted an extension of time to answer or otherwise respond. In light of the settlement discussions, Registrant, Taitex Enterprises Co., with the consent of Petitioner, Lee's Tackle, Inc., further requests that this matter, and all pre-trial, trial and discovery deadlines and the date for Registrant to answer or otherwise respond to the Petition to Cancel, be suspended for six (6) months, or until such earlier time as one or both of the parties request that the matter be re-instated, to permit the parties to explore further the possibility of settlement of this matter.

Upon re-instatement of this matter, if necessary, the parties would request that a new scheduling order be provided, allowing for a six (6) month discovery period thereafter, and allowing a period of twenty (20) days in which for Registrant to answer or otherwise respond to the Petition to Cancel.

WHEREFORE, PREMISES CONSIDERED, Registrant respectfully requests, with the consent of Lee's Tackle, Inc., that the Board extend the time to answer and stay the proceedings for six (6) months or until such earlier time as one or both of the parties request the matter be re-instated.

Respectfully submitted,

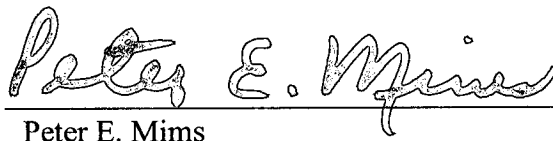
TAITEX ENTERPRISES CO.

By: 

Peter E. Mims
Texas Bar No. 14173275
Cindy Y. Lee
Texas Bar No. 24036960
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Facsimile: (713) 615-5703

CERTIFICATE OF CONFERENCE

The undersigned certifies that I have conferred with counsel for Lee's Tackle, Inc. concerning this Consented Motion to Extend the Time to Answer or Otherwise Respond to the Petition for Cancellation and to Suspend Proceedings, and Lee's Tackle, Inc. has consented to the granting of this motion and the extension of time for Taitex Enterprises Co. to answer or otherwise respond to the Petition to Cancel.

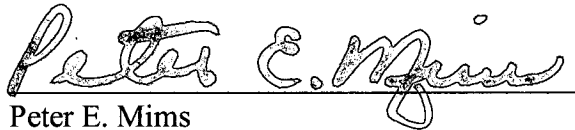

Peter E. Mims

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing CONSENTED MOTION TO EXTEND THE TIME TO ANSWER OR OTHERWISE RESPOND TO THE PETITION FOR CANCELLATION AND TO SUSPEND PROCEEDINGS has been served on Petitioner's counsel, in accordance with the regulations applicable to this inter partes proceeding before the Trademark Trial and Appeal Board, including 37 C.F.R., by the following means:

- ☐ via First Class Mail, postage prepaid; and/or
- ☒ via First Class U.S. mail, post prepaid, sent Certified Mail, Return Receipt Requested; and/or
- ☐ via hand delivery (a) to the person being served or (b) by leaving a copy of the paper at said person's usual place of business, with someone in her employ; and/or
- ☐ via transmission by overnight courier; and/or
- ☐ via Express Mail Post Office to Addressee service of the U.S. Postal Service;

addressed to: Andrew W. Ransom, MALLOY & MALLOY, P.A., 2800 S.W. Third Avenue, Miami, Florida 33129, on this the 31st day of March, 2006.


Peter E. Mims

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: TTAB, U.S. Patent and Trademark Office, P.O. Box 1451, Alexandria, VA 22313-1451, on:

Destiny Mears
Print Name

3-31-06
Date of Deposit

Destiny Mears
Signature

3-31-06
Date